

UNITED STATES PATENT AND TRADEMARK OFFICE

**MAILED**

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

AUG 14 2002

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte DAVID KESSLER,  
ALAN C.G. NUTT and RUSSELL J. PALUM

Appeal No. 2002-0621  
Application No. 08/770,381

ORDER

In response to an Order Remanding to Examiner mailed March 15, 2002 (Paper No. 24), the appellants transmitted by facsimile on June 20, 2002 a corrected Appendix to the Appeal Brief filed January 24, 2001 (Paper No. 22) to replace the existing defective Appendix. Also in response to the Remand, the amendment after final filed by appellants on November 20, 2000 (Paper No. 19) was entered and a handwritten note signed by Supervisory Patent Examiner Wendy R. Garber of Technology Center 2600 was appended to the file wrapper which stated:

Please note that the Appendix has been replaced with a new version that the Applicant has provided.

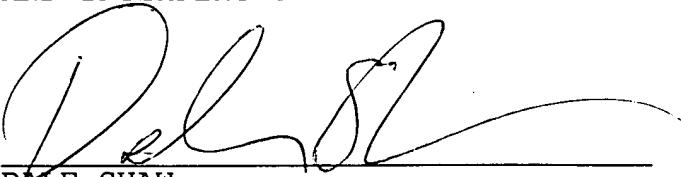
It should be noted that all of the conditions of the Order Remanding to Examiner mailed March 15, 2002 (Paper No. 24) have

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now been met. Accordingly, the case is being assigned to a merits panel for consideration and decision on the written record.

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By:



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